



Corres. and Mail
BOX AF

04-01-04 Image 1700
AF/1700
\$

RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE - EXAMINING GROUP 1761

Attorney Docket No. 5470-255

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Xiong et al.

Serial No.: 09/541,462

Filed: March 31, 2000

For: ISOLATED DNA ENCODING CULLIN REGULATORS ROC1 AND ROC2,
ISOLATED PROTEINS ENCODED BY THE SAME, AND METHODS
UTILIZING THE SAME

Examiner: D. Ramirez

Group Art Unit: 1652

Date: March 31, 2004

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Corres. and Mail
BOX AF

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC §134, 37 CFR 1.191, and MPEP §1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated October 17, 2003 and the Advisory Action dated February 17, 2004 at least twice rejecting or finally rejecting claims 15 and 16.

☒ Enclosed is a check in the amount of \$640.00 (\$165.00 for the Appeal fee and \$475.00 for the Petition for a 3-month Extension of Time fee).

☐ Payment by credit card is requested. Form PTO-2038 is attached.

☒ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

☐ Also enclosed:

☒ The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-0220. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Karen A. Magri
Registration No. 41,965

04/02/2004 EAREGAY1 00000092 09541462

01 FC:2401

165.00 0P

In re: Xiong et al.
Serial No.: 09/541,462
Filed: March 31, 2000
Page 2 of 2

Customer No. 20792

Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number: EV381446536US Date of Deposit: March 31, 2004
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express
Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is
addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Sarah Brunmeier